

COMPENDIUM - 2004

ALLEGHENY PORTAGE RAILROAD NATIONAL HISTORICAL SITE – (ALPO)

JOHNSTOWN FLOOD NATIONAL MEMORIAL – (JOFL)

Under the provisions of Title 16, United States Code, Section 3 (16 USC 3), and Title 36, Code of Federal Regulations (36 CFR), Chapter 1, Parts 1-7, the following Superintendent's Orders (compendium), are established. This compendium provides for designations, closures, permit requirements, and other restrictions imposed under the discretionary authority of the Superintendent (36 CFR, Parts 1-7) for Allegheny Portage Railroad National Historic Site, Cresson, PA; and Johnstown Flood National Memorial, St. Michael, PA. Unless otherwise noted, these regulations apply in addition to the provisions contained in 36 CFR, Parts 1-7.

Unless noted by park code, these regulations apply to both parks listed.

TITLE 36, CODE OF FEDERAL REGULATIONS (36 CFR)

PART 1. GENERAL PROVISIONS

1.5 CLOSURES AND PUBLIC USE LIMITS

1.5(a)(1) Visiting hours, public use limits, closures.

The following areas are closed to public use:

- All abandoned surface and underground mine areas.
- All construction sites.
- Employee residence areas and access roads, maintenance areas and access roads, and pump house and access roads.
- All buildings except the visitor centers, headquarters, and public restrooms.
- All or portions of the park when it is necessary to protect the public from unsafe conditions or to protect the park resources from irreversible damage. Signs will be posted to announce such temporary closures.
- All or portions of any building when needed to: protect the building from damage or wear; or to protect the public from unsafe conditions. Signs will be posted to announce such temporary closures.

ALPO

- Except the first floor of the Lemon House and basement restrooms, the amphitheater, and Engine House.
- New Portage RR from Muleshoe Bridge to Dry Run Road is closed to vehicles.
- Except on New Portage RR from the PA State Game Lands 198 Parking Area to the Valley Forge Road which is only open to vehicles during the Pennsylvania fall archery hunting season through the winter muzzleloader hunting season. National Park Service lands and roads are closed to hunting.

JOFL

-No additional public use closures

The following visiting hours are established:

-The parks are open daily from sunrise to sunset.

-Visitor centers and public buildings are open as scheduled and posted at the facility and/or through press releases.

-Park visitor centers and other public facilities are closed on the following designated federal holidays: New Years Day (January 01), Martin Luther King's Birthday, President's Day, Veteran's Day (November 11), Thanksgiving Day, and Christmas Day (December 25).

-The park superintendent due to severe weather on an as needed basis may close park facilities.

1.5(a)(2) Designated areas for specific use or activity.

-All trails, pipelines and transmission line rights-of-way, and non-designated roads are closed to motor vehicle traffic except for management use of pipeline and transmission line rights-of-way as detailed in appropriate agreements between the companies and the National Park Service. Operation of a wheeled vehicle used to accommodate handicapped individuals or necessary for the operation of the park and its facilities is permitted.

-Kite flying, ball playing, frisbee throwing, or similar recreational activities are not permitted on or within 10 feet of any walkway, trail, parking lot, road, or within 300 feet of park buildings.

-Rock climbing, repelling or similar activities are not permitted.

-Washing, waxing, cleaning, or lubricating motor vehicles or repairing or performing any mechanical work upon motor vehicles, except in emergencies, is prohibited.

- Activities or temporary structures that detract from the visitor experience and that are not related to park purpose, themes, or cosponsored by the park are not permitted.

1.6 PERMITS

1.6(f) Compilation of activities requiring a permit.

Transporting lawfully taken wildlife across the park, (2.2(d))

Collecting Research Specimens, (2.5)

Camping, (2.10)

Special Events, (2.50(a))

Public Assemblies and meetings, (2.51)

Sale and distribution of printed matter, (2.52(a))

Residing on federal lands, (2.61(a))

Memorialization and scattering of ashes, (2.62(b))

Grazing, (2.60(a)(3))

Commercial and Private Operations, (5.3)
Commercial photography, (5.5)
Construction of buildings, (5.7)
Mining operations, (9.9(a)) an approved Plan of Operations
Rights-of-Way (Part 14)
Temporary access across federal land for survey, geophysical or
exploratory work, (43 CFR 36.12(c))

Permit applications must be filed with the Superintendent at least 14 days before the anticipated activity. Permit applications must be accompanied by a \$50 non-refundable Application Fee. Applications will be reviewed individually. The decision on whether or not to issue a permit will be made on a case-by-case basis. Additional use and monitoring fees may be charged in accordance with established policy and procedure.

PART 2. RESOURCE PROTECTION, PUBLIC USE AND RECREATION

2.1 PRESERVATION OF NATURAL, CULTURAL, AND ARCHEOLOGICAL RESOURCES

2.1(a)(4) Designated areas where dead wood on the ground may be collected for use as fuel for campfires within the park area.

ALPO

-Level 9 Group Camp Area

JOFL

-No designated areas

2.1(a)(5) Designated areas and conditions for walking, climbing on archeological or cultural resource sites.

No designated areas.

2.1(b) Designating trails.

No restrictions at present.

2.1(c)(1) Designated fruits, berries harvested by hand.

Written determination on file.

2.1(c)(2)(I) Limited quantities.

The following edible fruits, nuts, berries, etc., may be gathered by hand for personal consumption in the quantities indicated:

Berries:	1 gallon per person/group per day.
Nuts:	1 pound per person/group per day.
Mushrooms:	½ pound per person/group per day.
Fruits:	1 gallon per person/group per day.

2.2 WILDLIFE PROTECTION

2.2(d) Established conditions and procedures for transporting lawfully taken wildlife through the park area.

Transportation of lawfully taken game is prohibited within the boundaries of the park unless prior notification has been received and approval given by the Superintendent. Approval will be given only if there is no other method or route to transport the wildlife without entering the park. Information must be given as to the circumstances of why it is necessary to enter the park, and a park staff member must be present during the transportation.

2.2(e) Designated areas for wildlife viewing with artificial light.

All areas of the park within the authorized boundary are closed to the viewing of wildlife with an artificial light, including those areas along township roads and state highway routes.

2.3 FISHING

2.3(d)(2) Designated waters open to bait fishing in fresh water.

All waters open to bait fishing. State law applies.

2.3(d)(8) Designated areas open for fishing from bridges, etc.

Not applicable.

2.4 WEAPONS, TRAPS AND NETS

2.4(a)(2)(i) Carrying of weapons at designated locations and times.

No designated areas.

2.4(a)(2)(ii) Carrying weapons at designated times and facilities for target practice.

No designated areas.

2.4(d)(4) Access to adjacent lands.

ALPO

No designations.

JOFL

No designations

2.10 CAMPING AND FOOD STORAGE

2.10(a) Designated sites, areas, conditions and permits.

Group Camping is allowed only at designated sites and with a permit from the Superintendent.

ALPO

-Level Number 9 Group Camping Area

JOFL

-No designated camping area

2.10(d) Designated food storage areas and methods.

(1) All food in the camp areas must be adequately stored to protect it from wildlife.

2.11 PICNICING

2.11 Designated areas.

ALPO

Picnicking is allowed only in the following designated sites:

- Summit Picnic Area
- Summit Level Visitor Center west-side lawn
- Level Number 9 Group Camp Area
- Amphitheater
- Staple Bend Tunnel at the Parking Area at Beech Hill Road

JOFL

Picnicking is allowed only in the following designated sites:

- Johnstown Flood National Memorial Picnic Area

2.13 FIRES

2.13(a)(1) Designated areas and conditions.

Fires may be lit only in permanent or temporary charcoal grills or camp stoves, on or adjacent to park-provided picnic tables within the designated picnic area. Fires may be lit in the park-provided fire pits within the designated group camp areas or in park-provided firegrates within the designated picnic area. Other fires may be lit and maintained under the terms of a permit issued pursuant to Sections 2.50 or 2.51, if the special condition terms specifically authorize the fire.

2.13(b) Fire restrictions.

Charcoal fires must be extinguished with water, and the cold coals placed in a proper receptacle. Fires in the designated camp area open-pits must be extinguished with water, and the fireplace trash placed in a proper receptacle.

2.14 SANITATION AND REFUSE

2.14(a)(2) Using government receptacles.

No conditions established at present.

2.14(a)(5) Designated areas for bathing and washing.

No designations at present.

2.14(a)(7) Designated areas for disposal of fish remains.

No designated areas at present.

2.14(a)(8) Human waste in developed areas.

No designations at present.

2.14(a)(9) Designated areas for disposal of human waste.

No designations at present.

2.14(b) Conditions concerning disposal, carrying out of human waste.

No conditions established at present.

2.15 PETS

2.15(a)(1) In public buildings.

Pets are not permitted in public buildings except animals specifically trained to assist handicapped individuals.

2.15(a)(3) Unattended and tied.

Pets will not be left unattended and tied to an object.

2.15(a)(5) Excrement disposal.

Pet excrement shall be removed from picnic areas, trails, and areas of heavy public use.

2.15(b) Hunting

Not applicable. Hunting is not allowed in the parks.

2.15(e) In government quarters.

No pets are allowed in government multi-occupancy or dormitory quarters.

2.16 HORSES AND PACK ANIMALS

2.16(b) Designated areas.

Horses are not permitted on trails, roads, or maintained grounds, except in conformance with a permit issued under Sections 1.5 or 2.50.

2.17 AIRCRAFT AND AIR DELIVERY

2.17(a)(1) Aircraft operation.

No designated locations.

2.17(a)(2) Aircraft operation near docks, piers, beaches and other designated areas.

Not applicable.

2.17(c)(1) Removal of downed aircraft.

No procedures established.

2.18 SNOWMOBILES

2.18(c) Designated areas for use.

The operation of snowmobiles is prohibited within the boundaries of the Parks except in conformance with a permit issued under Section 1.5 or 2.50.

2.19 WINTER ACTIVITIES

2.19(a) Designated areas.

ALPO

-Tobogganing, tubing, etc., are prohibited on the historic trace.

-Cross-country skiing, snowshoeing, sledding, tubing is permitted on all park trails.

JOFL

-No designated areas

2.20 SKATING AND SKATEBOARDS AND SIMILAR DEVICES

No areas designated for use.

2.21 SMOKING

Smoking is prohibited within all public buildings, park offices, visitor facilities and government vehicles. During periods of unusually high fire danger, smoking is prohibited in all areas of the park, outside of private vehicles. Signs will be posted along the entrance roads and at the Visitor Center to announce such a temporary restriction.

2.22 PROPERTY

2.22(a)(2) Leaving property unattended for 24 hours

No designated locations.

2.35 ALCOHOLIC BEVERAGES AND CONTROLLED SUBSTANCES

2.35(a)(3)(I) Alcoholic beverages-areas closed to consumption.

All US Government/NPS owned and operated buildings are closed to the possession and consumption of alcoholic beverages with following exceptions:

- a) allowed under a permit from the Superintendent;
- b) occupied as government quarters.

The possession of an open container or consumption of alcoholic beverages is also prohibited on or within 10 feet of all roads, trails, walkways and parking lots.

The possession or consumption of alcoholic beverages is also prohibited within 300 feet of visitor centers, headquarters and other visitor use facilities and buildings.

ALPO

- The possession or consumption of alcoholic beverages is prohibited in the picnic area and the Staple Bend Tunnel Unit.

JOFL

- The possession or consumption of alcoholic beverages is prohibited in the picnic area.

2.38 EXPLOSIVES

2.38(b) Areas designated for using fireworks.

No areas designated for use.

2.51 PUBLIC ASSEMBLIES/MEETINGS

2.51(e) Designated areas.

After an analysis of the physical layout of park grounds, visitor use patterns, vehicular and pedestrian patterns, and basic management objectives of maintaining the historic integrity of the various historical sites, park management has determined the rights of individuals or groups for the exercise of free speech can be balanced with the rights of the visitors to a meaningful experience. The areas identified provide several opportunities for a permittee to have historical sites as a visual background and provide a reasonable opportunity to attract the attention of visitors, while not unduly compromising the visitor's enjoyment of the prime park resources.

Locations available for public assemblies/meetings are described below, designated at Exhibits A & B, and require a permit from the Superintendent.

ALPO

Public assemblies/meetings are permitted at the following areas: 1- the grass area on the left side of the parking lot road before you enter the parking lot; 2 – the grass area on the right side of the Gallitzin Entrance Road across from the exit from the parking lot (see Exhibit A).

JOFL

Public assemblies/meetings are permitted at the following areas: 1- the grass area on the right side of the entrance road to the visitor center parking lot; 2 – the grass area between the Unger House and the Visitor Center across from the Visitor Center (see Exhibit B).

2.52 SALE OR DISTRIBUTION OF PRINTED MATTER

2.52(e) Areas designated for such use.

After and analysis of the physical layout of the park grounds, visitor use patterns, vehicular and pedestrian patterns, and basic management objectives of maintaining the historic integrity of the various historical sites, park management has determined the rights of individuals or groups for the exercise of free speech can be balanced with the rights of visitors to a meaningful experience. The areas identified provide several opportunities for a permittee to have historical sites as a visual background and provide a reasonable opportunity to attract the attention of visitors, while not unduly compromising the visitor's enjoyment of the prime park resources.

Locations available for the sale and distribution of printed matter are described below, designated on Exhibits A & B, and require a permit from the Superintendent.

ALPO

The sale or distribution of printed materials is permitted in the following areas: 1- the grass area on the left side of the parking lot road before you enter the parking lot; 2 – the grass area on the right side of the Gallitzin Entrance Road across from the exit from the parking lot (see Exhibit A).

JOFL

The sale or distribution of printed materials is permitted at the following areas: 1- the grass area on the right side of the entrance road to the visitor center parking lot; 2 – the grass area between the Unger House and the Visitor Center across from the Visitor Center (see Exhibit B).

2.60 LIVESTOCK USE AND AGRICULTURE

2.60(a)(3) Designated areas for grazing.

No designated areas.

2.62 MEMORIALIZATION

2.62 Designation of areas for scattering ashes.

All areas of the park are open to scattering of ashes with a permit from the Superintendent.

PART 3. BOATING AND WATER USE ACTIVITIES

3.6 PROHIBITED OPERATIONS

3.6(i) Designated launching areas.

No designated launch areas.

3.6(j) Operating a vessel not directly accessible by road.

Not applicable.

3.6(l) Operating a vessel in excess of designated size.

No maximum size designations at this time.

3.20 WATER SKIING

3.20(a) Designated waters.

No designated areas.

3.21 SWIMMING AND SUNBATHING

3.21(a)(1) Areas designated as closed.

No designated swimming areas.

3.23 SCUBA AND SNORKELING

3.23 Designated conditions in swimming areas, docks, etc.

No designated areas or conditions.

PART 4. VEHICLES AND TRAFFIC SAFETY

4.10 TRAVEL ON PARK ROADS AND DESIGNATED ROUTES

4.10(a) Areas designated for off-road use.

Motor vehicles are allowed only on park roads and parking areas. There are no designated off-road routes.

4.11 LOAD WEIGHT AND SIZE LIMITS

4.11(a) Permit requirements and restrictive conditions.

No further restrictions. State law applies.

4.21 SPEED LIMITS

4.21(b) Designation of different speed limits.

ALPO

-The speed limit on all park maintained public roads is 15 miles per hour.

JOFL

-The speed limit on all park maintained public roads is 15 miles per hour.

4.30 BICYCLES

4.30(a) Bicycle Use.

ALPO

Park roads, parking areas and the bicycle trail from the Beech Hill parking lot to the Staple Bend Tunnel are open to bicycle use.

JOFL

Only park roads and parking areas are open to bicycle use.

4.31 HITCHHIKING

No designated areas.

PART 5. COMMERCIAL AND PRIVATE OPERATIONS

5.3 BUSINESS OPERATIONS

A permit, contract, or other written agreement from the Superintendent or the National Park Service is required to engage in business operations in the parks.

5.7 CONSTRUCTION OF BUILDINGS OR OTHER FACILITIES

These activities are prohibited without a valid permit.

PART 7. SPECIAL REGULATIONS, AREAS OF THE NATIONAL PARK SERVICE

There are no special regulations for these parks.

LIST OF EXHIBITS

Attachment A

ALPO

Map – Public Assemblies/Meetings
Sale or Distribution of Printed Matter

Attachment B

JOFL

Map – Public Assemblies/Meetings
Sale or Distribution of Printed Matter

Superintendent: _____ **Date:** _____

Revision: 12/18/03

Exhibit A

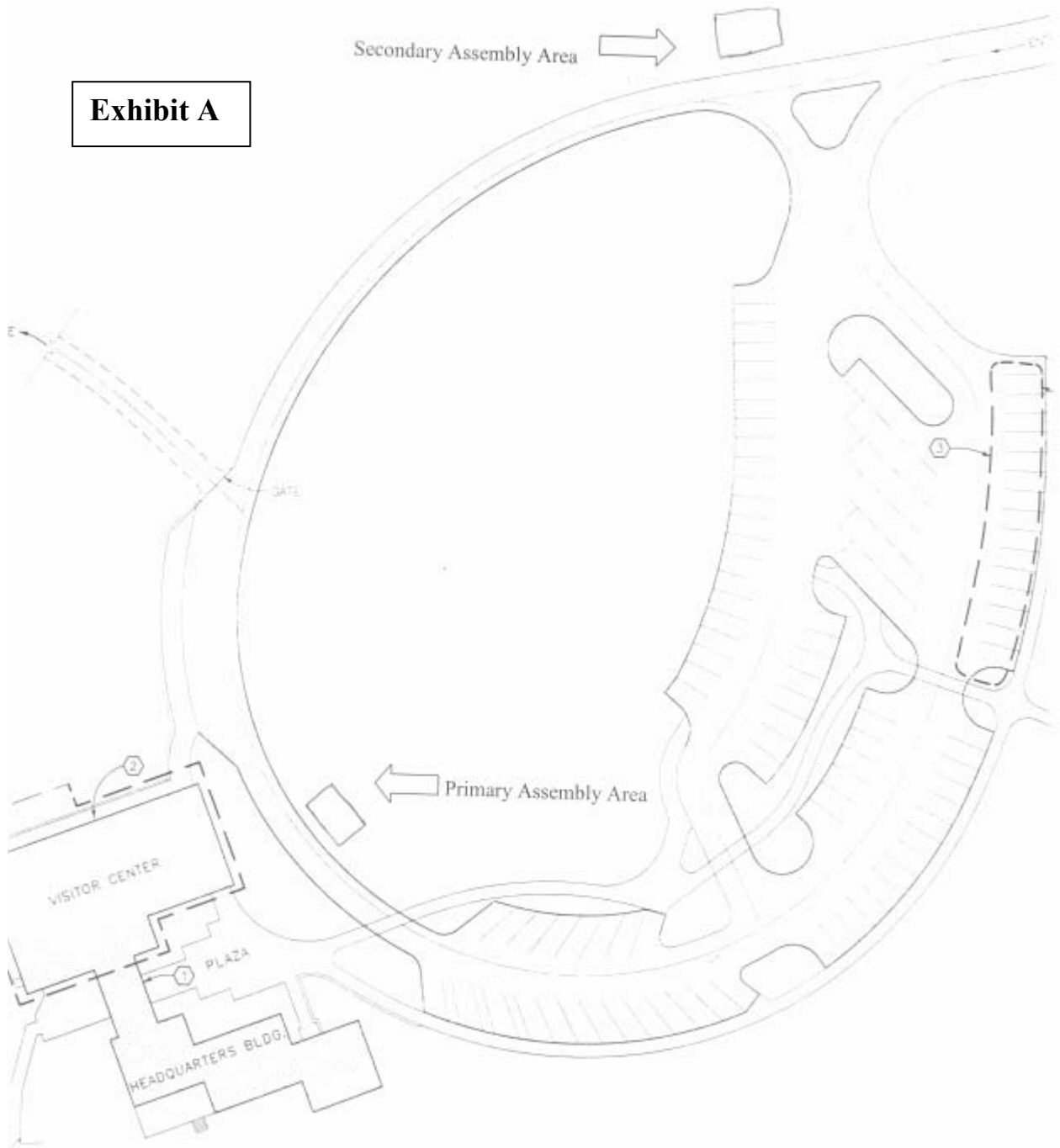


Exhibit B

